

SENATE BILL No. 368

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-33-8-34.

Synopsis: Student discipline; students with disabilities. Provides that if a student with a disability is suspended or expelled for an incident in which the student caused a classroom disturbance, the student's case conference committee shall be convened not later than 10 school days from the date of the incident to consider the appropriateness of an alternative placement for the student. Makes a technical correction.

Effective: July 1, 2016.

Mrvan

January 11, 2016, read first time and referred to Committee on Education & Career Development.



Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

SENATE BILL No. 368

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-33-8-34, AS AMENDED BY P.L.233-2015,
2 SECTION 265, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: Sec. 34. (a) Notwithstanding any other
4 law, a suspension, an expulsion, or another disciplinary action against
5 a student who is a student with a disability (as defined in IC 20-35-1-8)
6 is subject to the:

7 (1) procedural requirements of 20 U.S.C. 1415; and

8 (2) rules adopted by the state board.

9 (b) The division of special education shall propose rules ~~under~~
10 ~~IC 20-35-2-1(b)(5)~~ to the state board for adoption under IC 4-22-2
11 governing suspensions, expulsions, and other disciplinary action for a
12 student who is a student with a disability (as defined in IC 20-35-1-8).

13 (c) **If a student who is a student with a disability (as defined in**
14 **IC 20-35-1-8) is suspended or expelled for an incident in which the**
15 **student caused a classroom disturbance, the student's case**
16 **conference committee shall be convened not later than ten (10)**
17 **school days from the date of the incident to consider the**



- 1 **appropriateness of an alternative placement for the student.**

